



PTO/SB/21 (09-04)

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

16

Application Number

10/648,508

Filing Date

08/25/2003

First Named Inventor

Brzozowski

Art Unit

2873

Examiner Name

Mai, Huy Kim

Attorney Docket Number

**ENCLOSURES (Check all that apply)**

Fee Transmittal Form



Fee Attached



Amendment/Reply



After Final



Affidavits/declaration(s)



Extension of Time Request



Express Abandonment Request



Information Disclosure Statement



Certified Copy of Priority Document(s)

Reply to Missing Parts/  
Incomplete ApplicationReply to Missing Parts  
under 37 CFR 1.52 or 1.53

Drawing(s)



Licensing-related Papers



Petition

Petition to Convert to a  
Provisional Application

Power of Attorney, Revocation



Change of Correspondence Address



Terminal Disclaimer



Request for Refund



CD, Number of CD(s) \_\_\_\_\_



Landscape Table on CD



After Allowance Communication to TC

Appeal Communication to Board  
of Appeals and InterferencesAppeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)

Proprietary Information



Status Letter

Other Enclosure(s) (please identify  
below):

Postcard

Remarks

Response to Notice of Non-Compliant Amendment

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Wenger Law Offices

Signature

Printed name

Patricia A. Wenger

Date

October 22, 2004

Reg. No.

42,218

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

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Patricia A. Wenger

Date

October 22, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Frank Brzozowski

Serial No.: 10/648,508

Filed: August 25, 2003

For: Configurable Eyewear

Group Art Unit: 2873

Examiner: Huy Kim Mai

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Honorable Commissioner for Patents  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT**

Dear Sir:

In connection with the Notice of Non-Compliant  
Amendment mailed September 22, 2004, kindly add claims 44  
and 45 as follows:

**In the Claims**

What is claimed is:

1 (original): A configurable eyewear system, said eyewear  
system comprised of at least one temple member and at least  
one lens, said eyewear system further comprising at least  
one first mating member and at least one second mating